

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CALLAWAY GOLF COMPANY,)	
)	
Plaintiff,)	C.A. No. 06-91 (SLR)
v.)	
)	
ACUSHNET COMPANY,)	JURY TRIAL DEMANDED
)	
Defendant.)	

**ACUSHNET COMPANY'S MOTION TO STAY LITIGATION PENDING
INTER PARTES REEXAMINATION BY THE U.S. PATENT OFFICE**

Defendant Acushnet Company ("Acushnet") hereby moves to stay this action pending a determination by the United States Patent and Trademark Office in the *inter partes* Reexamination of United States Patent Nos. 6,210,293; 6,503,156; 6,506,130; and 6,595,873. In support of this motion, Acushnet relies upon the accompanying memorandum of law and supporting exhibits. A proposed Order is attached.

Pursuant to Local rule 7.1.1, counsel for Acushnet discussed this motion with counsel for Plaintiff, who would not agree to the proposed stay.

Respectfully submitted,

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Dated: May 5, 2006
730997 / 30030

Attorneys for Defendant Acushnet Company

**IN THE UNITED STATES DISTRICT COURT
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CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on May 5, 2006, the attached document was hand delivered to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following and the document is available for viewing and downloading from CM/ECF.

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I hereby certify that on May 5, 2006, I have Electronically Mailed the documents to the following non-registered participants:

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ORDER

Upon consideration of the Motion to Stay filed by Defendant Acushnet Company in the above-captioned case, and the parties' arguments thereon, it is hereby ORDERED this ____ day of _____, 2006 that:

1. The motion of Defendant Acushnet Company to stay this action is GRANTED, and
2. The above-captioned matter is hereby STAYED pending a final determination by the United States Patent and Trademark Office in the *inter partes* Reexamination of United States Patent Nos. 6,210,293; 6,503,156; 6,506,130; and 6,595,873.

United States District Judge